

AMENDMENT UNDER 37 C.F.R. § 1.116
U.S. Application No. 09/408,265

Q55939

REMARKS

With this Amendment, Applicant amends claims 21-23, 27-29, 33-35, and 39-41 and adds new claims 45-50. Therefore, claims 21-50 are all the claims currently pending in this Application.

Formalities

With the current Office Action, the Examiner returns a signed and initialed copy of the PTO-Form 1449 submitted with Applicant's IDS of November 2, 2005.

Applicant notes that page 6 of the Office Action indicates that Claims 24, 30, 36, and 42 stand rejected under 35 U.S.C. § 103(a) as allegedly unpatentable over Lindholm, U.S. Patent No. 5,742,295 ("Lindholm"), in view of Shirley Jr. et al., U.S. Patent No. 4,926,497 ("Shirley") and Busch et al., U.S. Patent No. 5,987,613 ("Busch"). Applicant has confirmed with Examiner Simon Sing that this rejection is a typographical error and should have been directed to Claims 23, 29, 35, and 41 which are not otherwise discussed in the current Office Action.

Claim Objection

Claim 39 stands objected to due to a typographical error. With this Amendment, Applicant amends claim 39, to correct this error. Applicant respectfully requests that the objection to claim 39 be reconsidered and withdrawn.

New Claims

With this Amendment, Applicant adds new claims 45-50. No new matter is added. Applicant respectfully requests entrance and consideration of these claims.

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Claim Rejections

Claims 21, 27, 33, and 39 stand rejected under 35 U.S.C. § 102(b) as allegedly anticipated by Lindholm.

Claims 22, 28, 34, and 40 stand rejected under 35 U.S.C. § 103(a) as allegedly unpatentable over Lindholm, in view of Shirley and Fernando et al., U.S. Patent No. 6,193,152 ("Fernando"). Claims 24, 30, 36, and 42 stand rejected under 35 U.S.C. § 103(a) as allegedly unpatentable over Lindholm, in view of Bradshaw, U.S. Patent No. 4,730,252 ("Bradshaw"). Claims 26, 32, 38, and 44 stand rejected under 35 U.S.C. § 103(a) as allegedly unpatentable over Lindholm, in view of Welch, U.S. Patent No. 5,938,772 ("Welch").

Claims 23, 29, 35, and 41 stand rejected under 35 U.S.C. § 103(a) as allegedly unpatentable over Lindholm, in view of Shirley, and Busch. Claims 25, 31, 37, and 43 stand rejected under 35 U.S.C. § 103(a) as allegedly unpatentable over Lindholm, in view of Busch.

Regarding claims 21 and 27, Applicant amends these independent claims to recite the feature of the display displaying the second picture in response to a selection of the first item. This is supported at least by originally-filed Figures 13 and 14 and the descriptions thereof.

Applicant submits that none of the cited references teaches or suggests the feature of the display displaying the second picture in response to a selection of the first item, as recited. In other words, none of the cited references teaches or suggests displaying a first picture comprising a function and a first item displayed at a first predetermined position, assigned to the function, where the selection of the first item causes the display of a second picture where the second picture does not include any item assigned to a function or any item displayed in the first predetermined position or a second predetermined position.

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Regarding claims 33 and 39, Applicant amends these independent claims to recite the feature of the display displaying the second picture in response to a selection of the first item. This is supported at least by originally-filed Figures 13 and 14 and the descriptions thereof.

Applicant submits that none of the cited references teaches or suggests the feature of the display displaying the second picture in response to a selection of the first item, as recited. In other words, none of the cited references teaches or suggests displaying a first picture comprising a first item displayed at a first predetermined position and a second item displayed at a second predetermined position, where the selection of the first item causes the display of a second picture where the second picture does not include any item at the first predetermined position or at the second predetermined position.

Therefore, Applicant submits that independent claims 21, 27, 33, and 39 are patentable over the cited references and that claims 22-26, 28-32, 34-38, and 40-50 are patentable at least by virtue of their dependence on the independent claims. Applicant respectfully requests that the rejections of the claims be reconsidered and withdrawn.

Conclusion

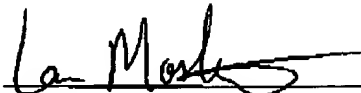
In view of the above, reconsideration and allowance of this application are now believed to be in order, and such actions are hereby solicited. If any points remain in issue which the Examiner feels may be best resolved through a personal or telephone interview, the Examiner is kindly requested to contact the undersigned attorney at the telephone number listed below.

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The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,


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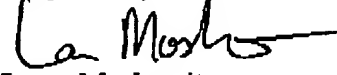
Date: March 31, 2006

CERTIFICATION OF FACSIMILE TRANSMISSION

Sir:

I hereby certify that the above identified correspondence is being facsimile transmitted to Examiner Simon P. SING at the Patent and Trademark Office on March 31, 2006 at 571-273-8300 (central fax number).

Respectfully submitted,


Laura Moskowitz